June 14, 2004

Mr. Steve Munro, Compliance Project Manager California Energy Commission 1516 9th Street, MS 2000 Sacramento, CA 95814

Subject:

Metcalf Energy Center 99-AFC-3

Monthly Compliance Report #32, May 1 - May 31, 2004

Dear Mr. Munro:

In accordance with the CEC Commission Decision, enclosed please find a Monthly Compliance Report (Report) and Compliance Matrix for the Metcalf Energy Center. This report is for the period May 1 – May 31, 2004.

The Report lists those Conditions of Certification that require submittal with the Monthly Compliance Report as stated in the Commission Decision. These submittals are listed in the Report and are attached.

A copy of this report is also being submitted to the library nearest the project site, Santa Teresa Branch Library, as required in the Commission Decision.

If you have any questions please call me at (408) 361-4830.

Sincerely,

Hyster-C. O'Kane Kristen O'Kane

Compliance Manager

Metcalf Energy Center

Enclosures

cc:

Michael Argentine, Calpine Nick LaPorte, Calpine Sam McIntosh, Calpine

Document Control, Calpine Don Wimberly, Willdan

Metcalf Energy Center 99-AFC-2

Monthly Compliance Report #32 May 1 – May 31, 2004

1. Project construction status

Foundations: Poured steam turbine GSU #2 and GSU #1 base. Installed rebar for GSU #2 and GSU #1 walls. Installed rebar for cooling tower foundation, continue pouring walls and floors. Poured various pipe rack and screen foundations. Poured rotor air cooler foundations and PDC foundations.

Excavation: Continued excavation for minor foundations. Majority of excavations in native soils are complete. Continued backfilling activities.

Equipment: Continued erection of steam turbine. Set in place LP turbine inner lower casing. Continued work on major equipment combustion turbines, generators, starting packages and support equipment. Started erection of pipe rack steel. Continued erecting HRSG panels and columns. In process of receiving and installing HRSG #2 tube bundles. Received GSU #1 and off loaded from the rail car. Installation will take place in June. Started installation of 230KV conduit in switchyard.

Underground Utilities Installation: Continued to install underground utilities including duct banks and piping. Began installation of sanitary sewer piping from site to Santa Teresa. Started boring for recycle water line installation.

Material Preservation: All major pieces of equipment have been removed from long-term preservation. Equipment is being inspected prior to installation for any issues relating to the preservation.

Engineering: The engineering progress is approximately 99% complete (progress modified for change in scope and time extension). Engineering continues to support construction and preparation of subcontract packaging needs.

- 1) The following documents were issued by Burns and Roe Enterprises, Inc.:
 - Issued Minor Foundation Drawings
 - Issued Instrument Location Plan
- 2) Engineering Tasks:
 - Complete the following:
 - System Descriptions
 - Minor Foundations
- 3) Engineering tasks by Geiger Engineers
 - Development of Architectural Screen and Topworks Screening
- 4) Major Equipment or Contracts
 - The following equipment or contracts are in the bid process:

Above Ground Process Electrical & Instrumentation work.

Activities planned for June 2004

Foundations: Continue work on minor foundations. Continue work on cooling tower foundations and pump pit. Continue on miscellaneous foundations for GSU's, PDC's and pipe rack piers. Continue work on screen wall foundations. Start Administration building foundation.

Equipment: Continue assembly of low-pressure turbine. Continue erection of HRSG #1 and #2, steam turbine and combustion turbine generators. Set combustion turbine and generator auxiliaries. Continue erection of pipe rack. Start installation of pipe in the pipe rack.

Earthwork: Backfill piping and electrical trenches as required. Continue work on minor foundations. Continue earthwork for switchyard foundations.

Underground Piping: Complete any underground piping installation that was damaged during process. Continue installation of sewer piping to Santa Teresa and continue installation of recycle water piping. Start installation of natural gas piping for connection to main gas line.

Underground Electrical: Clean manholes and prepare for installation of wire. Continue installation of 230KV line to switchyard.

Material Receiving and Preservation: Continue material storage and preservation as appropriate. Start to receive additional material for construction of plant.

Engineering: The majority of the engineering effort in June will be cleaning up minor foundations and vendor electrical connections. Loop sheets will be issued in June. Engineering will continue to support construction. Geiger Engineers will continue design of the visual screen wall.

MEC Litigation Update

- 1. STCAG lawsuit against BAAQMD: San Francisco Superior Court (Pending)
 - a. STCAG challenged the Bay Area Air Quality Management District (BAAQMD) issuance of the PSD permit.
 - i. Demurrers sustained. This order is now the subject of appeal. See below.
 - b. First District Court of Appeals
 - i. On April 28, 2003, STCAG filed their Notice of Appeal, announcing their intent to file suit challenging the San Francisco Superior Court's decision.

- ii. On June 11, 2003, the Appeals Court sent a notice that the Reporter's transcript on appeal has been completed and certified to the Court of Appeal. Pursuant to the Notice, we are waiting for a briefing schedule from the Court.
- iii. On June 16, 2003, the Appeals Court sent a notice stating that Appellants' opening brief will be due 30 days from the date of the letter, or July 16, 2003.
- iv. On July 11, 2003, Appellants filed a Motion for Extension of Time to File Brief.
- v. On July 14, 2003, the Appeals Court granted Appellants' Motion for Extension until August 14, 2003.
- vi. On September 8, 2003, Appellants filed their opening brief. Respondent's brief due on October 8, 2003.
- vii. Received letter from the court on October 15, 2003 giving Respondents until October 30 to file briefs.
- viii. Respondent California Energy Commission filed its brief on October 29, 2003.
- ix. BAAQMD and Calpine filed their Respondents' briefs on October 30, 2003.
- x. Appellants' Reply brief was due November 18, 2003.
- xi. Appellants' Reply brief was originally due on November 18, 2003; however, Appellants requested and were granted an extension. Their Reply brief is now due on December 18, 2003.
- xii. Appellants filed their Reply brief on December 22, 2003.
- xiii. Appellants filed a letter with the court pursuant to Public Resources Code Section 21167.6(i) requesting the first available calendar date for a hearing.
- xiv. On December 30, 2003, the Appeals Court sent a notice setting January 9, 2004 at 5:00 p.m. as the deadline for requesting oral argument. Calpine will not be requesting oral argument.
- xv. On January 8, 2004, the Appeals Court dismissed the purported appeal based on an erroneous statement by the Clerk of the San Francisco Superior Court that there was no judgment entered in the original action. Appellants filed a Petition for Rehearing on January 23, 2004 and the Court reinstated the case on January 29, 2004. Waiting for notice regarding requests for oral argument.
- xvi. On February 10, 2004, the CEC sent a letter to the Court of Appeals bringing their attention to a recent decision in the Sixth Appellate District regarding the jurisdiction to hear appeals of power plant proceedings. We are still awaiting a notice for oral argument.
- xvii. On March 11,2004, the Court erroneously issued a remittitur. On March 12, 2004, the Court vacated the remittitur order.
- xviii. On March 24, 2004, the Court issued an order setting oral arguments for April 13, 2004 at 9:30 a.m. Petitioners will have 15

- minutes and the Respondent parties (BAAQMD, CEC and Calpine) will collectively have 15 minutes.
- xix. Oral argument was held on April 13, 2004. The case has now been submitted and we are awaiting a decision from the First Appellate District.
- xx. An Opinion was published on May 14, 2004 affirming the order of the San Francisco Superior Court dismissing the petition for writ of mandate.
- xxi. A Petition for Rehearing from the Petitioners was due in the 1st District court on June 1, 2004. As of this writing, no petition for rehearing has been filed.
- xxii. A Petition for Review in the Supreme Court is due on June 23, 2004. If a Petition for Review is filed in the Supreme Court, Calpine's answer would be due July 13, 2004, and the Petitioners' Reply would be due on July 23, 2004.
- 2. STCAG, Phillip J. Mitchell, Jeffrey S. Wade, Timothy Alton and Great Oaks Water Company v. City of San Jose
 - a. This case filed in Federal District Court seeks to invalidate the Cooperation Agreement between the City and Calpine for Metcalf. Calpine was not named as a party. The City has filed a motion to dismiss.
 - b. The City's motion to dismiss is on the calendar for May 17th.
 - c. The Hearing was postponed until June 18th.

2. Documents required to be submitted with Monthly Compliance Report

CONDITION	SUMMARY
AQ-48	Summary of monthly activities related to the Fugitive Dust
	Control Plan is attached.
AQ-52	Ultra-low sulfur diesel fuel receipts are attached.
AQ-52	Off-road diesel fired equipment usage lists are attached.
AQ-52	Copies of contract language for O.C. McDonald and
	Interstate Construction (Wilson) are attached.
BIO-2	Designated Biologist's summary report is attached.
BIO-6	WEAT training was presented to 187 personnel.
CUL-5	WEAT training was presented to 187 personnel.
CUL-7	Weekly construction schedules are attached.
PAL-3	WEAT training was presented to 187 personnel.
PAL-4	A summary report is attached.
LAND-1	There is no update on trail developments.
SOCIO-1	List of planned procurement of materials and hiring outside
	the local regional area is attached.
SOIL&WATER-1	Gallons of well water used during the month = 470,225.5
	gallons.
GEN-2	Updated drawing list is available upon request.

GEN-3	A payment of \$213,106.99 was paid to the CBO in May.
GEN-6	Copy of CBO approval of Special Inspector attached.
TRANS-1	Two oversize/overweight permits were obtained.

3. Compliance matrix

A Compliance Matrix is attached.

4. Conditions that have been satisfied during the reporting period (CBO submittals and approvals can be found in #12)

LAND-8	Submitted licenses and easements for natural gas line route. Submitted letter of understanding with Coyote Ranch and County of Santa Clara for gas line construction.
GEN-6	Submitted a Special Inspector to the CBO for review
TRANS-5&7	Submitted traffic and parking plan for gas line.

5. Submittal deadlines not met

• There are no overdue submittals.

6. Approved COC changes

- A request for amendment was submitted 11/30/01 and approved 12/21/01. The amendment allows for an additional 14 acres of laydown area south of Blanchard Road and west of the railroad tracks.
- An amendment was approved on 8/28/02 to allow the originally certified 10.2-mile recycled water line to be replaced with a 1000-foot lateral interconnection line of the same capacity.
- An insignificant project change to add 4 acres of additional parking area was approved on 12/17/03.

7. Filings or permits with other agencies

• None.

8. Projection of project compliance activities for next two months.

CONDITION	SUMMARY
AQ-48	Will follow dust mitigation measures.
AQ-49 and 50	Dust will be monitored and activities recorded.
CUL-5	Training will be provided as needed.
CUL-7	Will submit weekly schedule to resource specialists.
CUL-8	Cultural specialist will perform required duties when
	necessary.
CUL-9	Cultural specialist will perform required duties when
	necessary.
BIO-2	Biologist will perform required duties when necessary.
BIO-6	Training will be provided as needed.

PAL-3	Training will be provided as needed.
PAL-4	Paleo specialist will perform required duties when necessary.
AQ-55	Will submit plans, specifications and drawings of combustion equipment.
HAZ-4 & HAZ-5	Will submit drawing and specifications for ammonia tank and secondary containment.
GEN-6	Will submit a Special Inspector to the CBO for review.

9. Additions to on-site compliance file

- Silt fence inspection logs
- Straw bale and wattle inspection logs
- Erosion and sediment control inspection logs
- Water truck (dust control) logs
- Biological monitor daily logs
- WEAT training logs
- Daily logs (fugitive dust and public road inspections)
- Ultra low sulfur fuel receipts
- Oversize/overweight permits

10. Requests to dispose of items in compliance file None

- 11. Listing of complaints, notices of violations, official warnings, and citations Listing of calls received on MEC public information line None.
- 12. List of facility design submittals, comments and approvals to CBO Submittal matrix attached. CBO comments were received during the month and are attached.

CBO Approvals:

- STRUC-1, Pipe Rack Foundation (1 calculation and 6 drawings)
- STRUC-1, Ammonia Storage Foundation (1 calculation and 3 drawings)
- STRUC-1, Water Tank Foundations (1 calculation and 4 drawings)
- STRUC-1. Cooling Tower Foundation (3 calculations and 15 drawings)

CONDITION OF CERTIFICATION AQ-48 SUMMARY OF FUGITIVE DUST MITIGATION ACTIVITIES

METCALF ENERGY CENTER MONTHLY COMPLIANCE REPORT

Summary of monthly activities related to the Fugitive Dust Control Plan:

The site was monitored daily for fugitive dust and for tracked material onto public roads. Logs are kept on file as part of the Storm Water Pollution Prevention Plan. The following activities were employed during the month of May:

- Sweeper on site as needed.
- Tire wash use required before exiting site.
- Two water trucks on site daily to water soil, including stockpiles.

CONDITION OF CERTIFICATION AQ-52 ULTRA-LOW SULFUR FUEL RECEIPTS

METCALF ENERGY CENTER
MONTHLY COMPLIANCE REPORT

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DATE: 05-04-04

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(408) 287-2207

OFFICE (408) 252-7720 OFFICE (408) 252-7720

OFFICE FAX (408) 255-5263TOP GRADE

PLANT (408) 251-0811

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REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344 HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053

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RECEIVED IN GO		RORS IN PRICE, EX	TENSION AND	ADDITION SUBJECT PRINTED NAME	OT TO C	ORRECTI	nereol. ON.			CHECK	TANOUNT	
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Coast Oil Company, LLC MaRECEMEDers

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

MAY19 1935"

FED I.D. NO. 770584351 **RESALE NO. SR GH 97953643** FUEL RESALE NO. SG GH 78020404 OFFICE (408) 252-7720 TOP GRADE OFFICE FAX (408) 255-568NSTRUCTION PLANT (408) 251-0811 ORDER DESK (408) 342-0222

REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3844

HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053

05-18-04 INVOICE NUMBER 245006

SOLD TO: 915 GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(408) 287-2207

(925) 449-5764 PURCHASE ORDER NUMBER TERMIS DUE DATE 602-999-05 DEDEAUX NET 30 **ゆらー17ー**ゆ4 MILES 05-18-04 992 Ø NO. OF BULK OR PKG. SIZE QUANTITY ORDERED QUANTITY TAXES PRODUCT DESCRIPTION PRICE AMOUNT DELIVERED FED STATESALES GALS RED ULTRA LOW SUPLHUR DIESE FEDERAL SUPERFUND DIL SPILL FEE 1.84922 0.00000 0.00119 148 XX T 148 148 0. 00 0. 18 PRODUCT BEFORE AFTER HTR NO. / TANK I.D. THIS INVOICE DOES NOT INCLUDE STATE OR FEDERAL EXCISE TAXES, SUPER FUNDS SALES 8, 25 22,59 TAX OR SURCHARGES UNLESS SHOWN AS A SEPARATE LINE 296.45 TOTAL ITEM. DUE AFTER

It account unsets within time permitted, customer agrees to pay interest at % per annum, in case of suit for collection, all costs of collection, suit and reasonable and attorney's fees will be charged. To secure payment of this invoice and all other amounts due Coast Oil Co., customer hareby grants to Coast Oil Co. a security interest in the inventory and the proceeds of inventory. Coast Oil Co. shall have all remedies as provided in the Uniform Commercial Code upon default including the right to take immediate possession of customer's inventory. The undersigned hereby states that he is authorized to blind the customer to the terms hereof. CHECK NO. ERRORS IN PRICE, EXTENSION AND ADDITION SUBJECT TO CORRECTION. CHECK AMOUNT PRINTED NAME X PLEASE PAY FROM THIS INVOICE

FED I.D. NO. 770584351

RESALE NO. SR GH 97953643

FUEL RESALE NO. SG GH 78020404

Marketers & Manufacturers "since 1935"

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

RECEIVED OFFICE (408) 252-7720

OFFICE FAX (408) 255-5263 PLANT (408) 251-0811

ORDER DESK (408) 342-0222 SOLD TO: 315 GRADE CONSTRUCTION, INC.

MAY 2 0 2004

REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344

HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053

> DATE: 05-17-04

TOP ORADE

INVOICE NUMBER 244936

SHIP TO: THE

TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

50 CONTRACTORS STREET LIVERMORE, CA 94550 (408) 287-2207 (925) 449-5764 ORDERED BY PÜRCHASE ORDER NUMBER DUE DATE 602-999-05 DEDEAUX NET 30 Q6-16-04 HTR NUMBER TIME IN STIME OUT MILES 05-17-04 992 171 NO. OF BULK OR PKG. SIZE TAXES QUANTITY ORDERED PRODUCT DESCRIPTION QUANTITY DELIVERED PRICE **AMOUNT** FED STATESALES GALS D ULTRA LOW SUPLHUR DIESE FEDERAL SUPERFUND OIL SPILL FEE 194 Х 1.84922 Ţ 358.75 194 ø. Øøøøø 0.23 0.23 Ī94 0.00119 PRODUCT REFORE AFTER HTR NO. / TANK I.D. SALES B. 25 THIS INVOICE DOES NOT INCLUDE STATE OR FEDERAL EXCISE TAXES, SUPER FUNDS 29,62 SURCHARGES UNLESS 388.60 SHOWN AS A SEPARATE LINE TOTAL ITEM. TOUE AFTER.

If eccount unpaid within time permitted, customer agrees to pay interest at:

% per annum, in case of suit for collection, all costs of collection, suit and reasonable and attorney's fees will be charged. To secure payment of this invoice and all other amounts due Costs OF Co., customer hereby grants to Cost OF Co., a security interest in the invertory and the proceeds of inventory. Costs OF Co., shall have all remedies as provided in the Uniform Commercial Code upon default industing the right to take immediate possession of customer's inventory. The undersigned hereby states that he is authorized to bind the customer to the terms hereof. CHECK NO. ERRORS IN PRICE, EXTENSION AND ADDITION SUBJECT TO CORRECTION. **CHECK AMOUNT** RECEIVED IN GOOD ORDER PRINTED NAME X PLEASE PAY FROM THIS INVOICE

Marketers & Manufacturers

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

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FED I.D. NO. 770584351 **RESALE NO. SR GH 97953643** FUEL RESALE NO. SG GH 78020404 OFFICE FAX (408) 255-5263 MAY 1 9 2004 PLANT (408) 251-0811

TOP GRADE ORDER DESK (408) 342-0222 CONSTRUCTION REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344

HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053

> 25-14-24 DATE:

INVOICE NUMBER 244880

SOLD TO: 70P GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(408) 287-2207

SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

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4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

FED I.D. NO. 770584351 RESALE NO. SR GH 97953643 FUEL RESALE NO. SG GH 78020404 OFFICE (408) 252-7720 OFFICE FAX (408) 255-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222 TOP 6 CONSTRUCTION REMIT TO: COAST OIL COMPANY, LLC
4250 WILLIAMS ROAD
SAN JOSE, CA 95129-3344

HAZARDOUS MATERIAL NUMBER
CALL INFOTRAC 1-800-536-5053

DATE: Ø5-13-04

INVOICE NUMBER 244822

SOLD TO: 1915 GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550 SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(408) 287-2207

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Coast Oil Co	o, a security interest take immediate poss	. If account attorney's fe in the inventory and the pro-	eeds of inver	ntory, Coast Oil Co.	shall hav tes that h	r als invoice and a re all remedies as p re is authorized to	orovide bind the	d in the Uniform (Con Con	mercial Code upon d	efault	yrants includi	ng	CHECK		UNT	
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4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

TOP GRADE

RESALE NO. SR GH 97953643 FUEL RESALE NO. SG GH 78020404

(408) 287-2207

OFFICE FAX (408) 255-5263
PLANT (408) 257-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222

REMIT TO: CDAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344

HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-536-5053

Ø5-13-04

INVOICE NUMBER 244850

FED I.D. NO. 770584351

sold to: $^{915}_{\text{CRADE}}$ CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(925) 449-5764

ORDERED BY PURCHASE ORDER NUMBER DUE DATE NET 30 06-12-04 602-999-05 IMÈIN STIME OUT ROUTE NUMBER DELIVERY DATE TRUCK NUMBER MILES 05-13-04 BULK OFI PKG, SIZE QUANTITY DELIVERED NO. OF QUANTITY PRODUCT DESCRIPTION PRICE AMOUNT FED STATESALES RED ULTRA LOW SUPLHUR DIESE FEDERAL SUPERFUND OIL SPILL FEE 107 107 107 107 X 1.91500 204.90 GALS 0.00 0.13 0.00000 0.00119 JM PRODUCT BEFORE AFTER HTR NO. / TANK I.D. THIS INVOICE DOES NOT INCLUDE STATE OR FEDERAL EXCISE TAXES, SUPER FUNDS OR SURCHARGES UNLESS SALES 8. 25 16.91 221.94 SHOWN AS A SEPARATE LINE ITEM. PAST DUE AFTER

if account unpaid within time permitted, customer agrees to pay interest at

% per annum, in case of suit for collection,
all costs of collection, suit and reasonable and attorney's fees will be charged. To secure payment of this invoice and all other amounts due Costs Oil Co. customer hereby grants to
Costs Oil Co., a security interest in the inventory and the proceeds of inventory. Costs Oil Co., Costs Oil Co., Costs Oil Co., Costs Oil Co., Costs Oil Co., a security interest in the inventory and the proceeds of inventory. Costs Oil Co., Costs Oil Co., Costs Oil Co., a security interest in the inventory and the proceeds of inventory. Costs Oil Co., Costs Oil Co., Costs Oil Co., a security interest in the inventory and the proceeds of inventory. Costs Oil Co., Costs Oil Co., Costs Oil Co., Costs Oil Co., a security interest in the inventory of inventory. The undersigned bereby states that he is authorized to bind the customer to the terms hereof. CHECK NO. CHECK AMOUNT ERRORS IN PRICE, EXTENSION AND ADDITION SUBJECT TO CORRECTION. RECEIVED IN GOOD ORDER PRINTED NAME PLEASE PAY FROM THIS INVOICE

Marketers 1955 4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

FED I.D. NO. 770584351 **RESALE NO. SR GH 97953643** FUEL RESALE NO. SG GH 78020404

OFFICE (408) 252-7720 OFFICE FAX (408) 255-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222

TOP GRADE CONSTRUCTION

MAY 1 7 2004

REMIT TO: COAST OIL COMPANY, LLC 4260 WILLIAMS ROAD SAN JOSE, CA 95129-3344 HAZARDOUS MATERIAL NUMBER

05-12-04

CALL INFOTRAC 1-800-535-5053

INVOICE NUMBER 244771

SOLD TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(408) 287-2207 (925) 449-5764 DUÉ DATE 602-999-05 DEDEAUX 06-11-04 DELIVERY DATE 👙 TRUCKNUMBER 05-12-04 992 Ø NO. OF BULK OR PKG. SIZE TAXES QUANTITY QUANTITY DELIVERED PRODUCT DESCRIPTION PRICE AMOUNT FED STATESALES RED ULTRA LOW SUPLHUR DIESE FEDERAL SUPERFUND DIL SPILL FEE GALS 193 Х XIT 1.91500 369.59 193 0.00000 0.00119

EΑ PRODUCT BEFORE AFTER HTR NO. / TANK I.D. THIS INVOICE DOES NOT INCLUDE STATE OR FEDERAL SALES 8. 25 30.51 EXCISE TAXES, SUPER FUNDS OR SURCHARGES UNLESS 400,33 SHOWN AS A SEPARATE LINE PAST DUE AFTER

If account unpaid within time permitted, customer agrees to pay interest at \$\$ per ennum. In case of suit for collection, all costs of collection, suit and reasonable and attorney's fees will be charged. To secure payment of this invoice and all other amounts due Cost Oil Co., customer hareby grants to Cost Oil Co. a security interest in the inventory and the proceeds of inventory. Cost of IC o., Cost of IC CHECK NO. CHECK AMOUNT ERRORS IN PRICE, EXTENSION AND ADDITION SUBJECT TO CORRECTION. PLEASE PAY FROM THIS INVOICE

Coast Oil Company, LLC Marketers & Manufacturers

"since 1935"

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

FED I.D. NO. 770584351 RESALE NO. SR GH 97953643 FUEL RESALE NO. SG GH 78020404

OFFICE (408) 252-7720 OFFICE FAX (408) 255-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222 REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344

HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053

INVOICE NUMBER 244657

915 SOLD TO: TOP GRADE CONSTRUCTION, INC.

(408) 287-2207

915 SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

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	e immediate posses EF GOOD ONDER	RORS I	omer's invent IN PRICE	ory. The under E, EXTEN	ISION AND	addit	IS SUITIONIZED TO DIT TON SUBJECT TO NAME	of the custome TTO CC	RREC	ms hereol. TION.			CH:	ECK AN	TOUNT	
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Marketers & Manufacturers "since 1935"

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

FED I.D. NO. 770584351 RESALE NO. SR GH 97953643 FUEL RESALE NO. SG GH 78020404

OFFICE (408) 252-7720 OFFICE FAX (408) 255-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222 REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344 HAZARDOUS MATERIAL NUMBER

CALL INFOTRAC 1-800-535-5053

INVOICE NUMBER 244572

915 SOLD TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

(408) 287-2207

915 SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET LIVERMORE, CA 94550

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	EF OOD ORDER	RORS IN PRI	CE, EX	TENSI	ON AND AD	DIT RINTE	ION SUBJEC	TT	O CORREC	TION.				1011		AMOU		
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Marketers & Manufacturers "since 1935"

4250 WILLIAMS ROAD . SAN JOSE, CA 95129-3344

FED I.D. NO, 770584351 **RESALE NO. SR GH 97953643** FUEL RESALE NO. SG GH 78020404

OFFICE (408) 252-7720 OFFICE FAX (408) 255-5263 PLANT (408) 251-0811 ORDER DESK (408) 342-0222 REMIT TO: COAST OIL COMPANY, LLC 4250 WILLIAMS ROAD SAN JOSE, CA 95129-3344 HAZARDOUS MATERIAL NUMBER CALL INFOTRAC 1-800-535-5053 25-26-24

INVOICE NUMBER 244515

915 SOLD TO: TOP GRADE CONSTRUCTION, INC.

EVVERNIRECTORS SIBEET

(408) 287-2207

915 SHIP TO: TOP GRADE CONSTRUCTION, INC.

50 CONTRACTORS STREET

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DELIVERY RECEIPT

P. S. F. INDUSTRIES P 0 BOX 3747 SEATTLE WA 98124

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P.O. BOX 1655 (650) 967-2253

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TEXACO ARCO

POSTED

CARD SYSTEMS
CHEVRON PRODUCTS

SOLVENTS LUBE OILS

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785 YUBA DRIVE, OFF EL CAMINO REAL • MOUNTAIN VIEW, CA 94042 • P.O. BOX 1655 (650) 967-2253 455816



4475 P. S. F. INDUSTRIES P 0 80x 3747 SEATTLE WA 98124

SOLVENTS CARD SYSTEMS TEXACO ARCO

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DELIVERY RECEIPT

785 YUBA DRIVE, OFF EL CAMINO REAL • MOUNTAIN VIEW, CA 94042

P.O. BOX 1655 (650) 967-2253

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4523 SHEEDY DRAYAGE COMPANY P 0 B0x 77004 SAN FRANCISCO CA 94107 BUBE OILS

CARD SYSTEMS

CARD SYSTEMS

TEXACO

ARCO

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SOLVENTS LUBE OILS TEXAGO ARCO O

CARD SYSTEMS

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REDIT TERMS: NET livery date is subject to a 24% applied to the unpai	10 DAYS. The unpaid batance remaining service charge of 2% per month, which is an aid balance. In the event Valley Oil Co. must und rees to pay all costs of collection including reasons.	ng 10 days after the neural percentage ra- entake action to colle	SUB-TO	TAL		
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VALLEY OIL CO.

785 YUBA DRIVE, OFF EL CAMINO REAL • P.O. BOX 1655 MOUNTAIN VIEW, CA 94042 • (650) 967-2253

Hershberger Brok

GUSTOMER'S SIGNATURE

DELIVERY RECEIPT

457126



SOLVENTS LUBE OILS Mobil Mobil ARCO ↔

CARD SYSTEMS CHEVRON PRODUCTS UDION TELEPHONE JOB NO./P.O. NO. DELIVER អ្នកស្រួញគ្នា DIESEL FÜEL, 3, NA 1993, PG III CARB DIESEL FEDERAL EXCISE TAX STATE ÙSE TAX CARB DYED DIESEL THIS PROUNCE IS EVEN DIESEL FUEL NONTAXABLE USE ONLY, PENALTY FOR TAXABLE USE. THIS FUEL MET'S EPA REQUIREMENTS FOR SYLFUR, CETANE INDEX, OR AROMATIC CONTENT. Gasoline, 3, un 1203, Pg ii Unleaded GASOLINE, 3, UN 1203, PG II UNLEADED PLUS PREMIDIN UNLEASED KEROSENE, a UN 1223, PG II 3 Shaning CALIFORNIA OIL RECYCLING FEE DIESEL: SALES TAX PREPAY SG GH 78-005855 GASOLINE: SALES TAX PREPAY 13.6 SG GH 78-005855 CREDIT TERMS: NET 10 DAYS. The delivery date is subject to a service charge of 2% of 24% applied to the unpaid balance. In the ever SUB-TOTAL % SALES CASH CHECK NO. CHARGE TAX RETURNED DELIVERED NET CHANGE DRUM DEPOSIT

DELIVERY RECEIPS 15,7320 Strogal WAIIIence SOLVENTS LUBE OILS CARD SYSTEMS i Neloii ARCO (> CHEVRON PRODUCTS Next Iralf CARE DIESEL EDERAL EXOSE CALBODYED DIESEL 2 101 UNLEADED UNLEADED PLUS PREMIUM JUNISTA DED **KEROSEN**E, 3 Linguage, pg/ji ZGAUFORNIA CIL PEGYCLING REE DIESEL SALES TAX PREPAY SG GH-78-005855 GASOLINE SALES TAX PREPAY SG GH 78-005856 CHERN TERMS: NET ID DAYS. The unpend braining "employing 30 days after that described a smaller processing the control of which is an unful percentage rath." SUBCECTAL 2004 angles to be consisted and control of the control of which is an unful percentage and the control of th LIFASH CHECK NO CHARGE SALE TENUNIED OF THE HANGE OF DRUM DEPOSIT PRIVATED.

VALLEY OIL CO.

785 YUBA DRIVE, OFF EL CAMINO REAL • MOUNTAIN VIEW, CA 94042 •

(650) 967-2253

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SOLVENTS LUBE OILS CARD SYSTEMS

Mobil TEXACO ARCO 💠

CHEVRON PRODUCTS union TELEPHONE JOB NO./P.O. NO. DELIVER QTY ORD'D DESCRIPTION QTY DEL'D **UNIT PRICE** AMOUNT QTY LOAD DIESEL FUEL, 3, NA 1993, PG III CARB DIESEL FEDERAL EXCISE TAX STATE USE TAX DIESEL-FUEL, 3, NA 1993, PG III CARB DYED DIESEL $I(\wp L)$ THIS PRODUCT IS DYED DIESEL FUEL, NONTAXABLE USE ONLY, PENALTY FOR TAXABLE USE. THIS FUEL MEETS EPA REQUIREMENTS FOR SULFUR, CETANE INDEX, OR AROMATIC CONTENT. GASOLINE, 3, UN 1203, PG II UNLEADED GASOLINE, 3, UN 1203, PG II UNLEADED PLUS GASOLINE, 3, UN 1203, PG II PREMIUM UNLEADED KEROSENE, 3. UN 1223, PG III CALIFORNIA OIL RECYCLING FEE .16 DIESEL: SALES TAX PREPAY SG GH 78-005855 GASOLINE: SALES TAX PREPAY SG GH 78-005855 CREDIT TERMS: NET 10 DAYS. The unpaid balance remeining 10 days after the delivery date is subject to a service charge of 2% per month, which is an annual percentage rate of 24% applied to the unpaid balance. In the event Valley CR Co. must undertake action to collect these charges, customer agrees to pay all costs of codection including reasonable atterney fees. SUB-TOTAL CASH % SALES CHECK NO. CHARGE TAX DELIVERED RETURNED NET CHANGE DRUM DEPOSIT

TOTAL

CUSTOMER'S SIGNATURE

DELIVERY RECEIPT

VALLEY OIL CO.

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SOLVENTS LUBE OILS

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TEXACO ARCO + CARD SYSTEMS CHEVRON PRODUCTS TELEPHONE JOB NO /P.O. NO DELIVER TO OTY ORD D DESCRIPTION UNIT PRIĆE DIESEL®FUEL, 88; NA 1993, PG III-**CARB DIESEL** REDERAL EXCISE TAX STATE USE TAX 👢 DIESEL FUEL 3, NA 1993, PG III ... CARB DYED DIESEL THIS PRODUCT IS THE DIESEL FLIEF, NONTAXABLE USE ONLY, PENALTY, FOR TAXABLE USE. THIS FUEL NEETS, EPA HEQUIREMENTS FOR SULFUR, CETANE INDEX, OR AROMATIC CONTENT, GASOLINE 3, UN 1203, PG II UNLEADED 1 Gasoline 3, UN 1208, PG/II UNLEADED PLUS GASOUNE & UN 1203 PG III. PREMIUM UNLEADED KEROSENE. 3 GALIFORNIA OIL RECYCLING FEE DIESEL SALES TAX PREPAY. SG:GH 78-005855 GASOLINE, SALES TAX PREPAY SG GH 78-005855 SUB-TOTAL CASH CHECK NO % SALES CHARGE RETURNED NET CHANGE DRUM DEPOSIT

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VALLEY OIL CO.

785 YUBA DRIVE, OFF EL CAMINO REAL • MOUNTAIN VIEW, CA 94042 •

P.O. BOX 1655 (650) 967-2253

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CUSTOMER'S SIGNATURE

SOLVENTS LUBE OILS CARD SYSTEMS

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VALLEY OIL CO.

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SOLVENTS LUBE OILS CARD SYSTEMS



CHEVRON PRODUCTS

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